

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: K. NISHIMURA, et al.
Serial No.: 10/686,480
Filed: OCTOBER 16, 2003
Title: FUEL CELL
Group AU: 1746
Examiner: Tony Sheng Hsiang Chuo
Confirm. No: 8057

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97 AND 1.98****Mail Stop: AMEND – FEE**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

June 21, 2007

Sir:

Pursuant to Applicants' duty of disclosure, enclosed please find a copy of an English translation of a Japanese Official Action issued on April 4, 2006, in connection with a Japanese patent application corresponding to the above-identified application. Also enclosed are copies of documents cited in this Official Action. Further enclosed is a Form PTO/SB/08A, listing the enclosed documents.

This Information Disclosure Statement is being submitted in an application in which a first Office Action on the merits has been issued after the filing of a Request for Continued Examination, but which is not under a Final rejection, in which no Notice of Allowance has not been issued, and in which no other action closing prosecution on the merits has been issued. For satisfying requirements of 37 CFR 1.97(c), the fee under 37 CFR 1.17(p) is enclosed.

To the extent that the enclosed documents are not in English, it is respectfully submitted that requirements of 37 CFR 1.98(a)(3) are satisfied by the enclosed

English translation of the aforementioned Official Action dated April 4, 2006, and/or by English-language abstracts submitted with each respective non-English language document.

In view of the foregoing, it is respectfully submitted that all applicable requirements of 37 CFR 1.97 and 1.98 have been satisfied, in connection with each of the documents listed on the enclosed Form. Accordingly, consideration of the listed documents, upon further examination of the above-identified application, is respectfully requested.

Please charge any shortage of fees due in connection with the filing of this paper to the Deposit Account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (case No. 520.43216X00), or credit any excess fees paid to such Deposit Account.

Respectfully submitted,

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| Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT June 21, 2007 (use as many sheets as necessary) | | | Complete if Known | | |
| | | | Application Number | 10/686,480 | |
| | | | Filing Date | 10/16/2003 | |
| | | | First Named Inventor | K. NISHIMURA | |
| | | | Art Unit | 1746 | |
| | | | Examiner Name | Tony Sheng Hsiang Chuo | |
| Sheet | 1 | of | 1 | Attorney Docket Number | 520.43216X00 |

| U.S. PATENT DOCUMENTS | | | | | | |
|--------------------------------|-----------------------|--|--|--------------------------------|--|---|
| Examiner Initials ¹ | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number-Kind Code ² (if known) | | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | |
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| Examiner Initials ¹ | Cite No. ¹ | Foreign Patent Document | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | | |
| | | JP 08-138704 | | 05/31/1996 | N. Kawazu | | A |
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| NON PATENT LITERATURE DOCUMENTS | | | |
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| Examiner Initials* | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
| | | Japanese Official Action (Translation) for Japanese Patent Application No. JP2002-303699, issued April 4, 2006. | T |
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| Examiner Signature | | Date Considered | |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.